

**IN THE UNITED STATES DISTRICT COURT
COURT FOR THE MIDDLE DISTRICT OF PENNSYLVANIA**

BETHANY DITZLER,

Plaintiff,

V.

**PINNACLEHEALTH OBSTETRICS
AND GYNECOLOGY SPECIALISTS,
PINNACLEHEALTH MEDICAL
SERVICES, UPMC PINNACLE
HOSPITALS, UPMC PINNACLE,
BEVERLY A. HALL NDLOVU,
And LEE BLECHER, MD,**

Defendants.

[illegible]

NO. 1:21-CV-01852

JUDGE CONNER

MAG. JUDGE SAPORITO

ELECTRONICALLY FILED

**DEFENDANTS JOINT MOTION FOR
ENLARGMENT OF TIME TO FILE REPLY BRIEFS**

Pursuant to Rule 7.1 of the Local Rules of Court, Defendants, UPMC Pinnacle Harrisburg, Beverly A. Hall Ndlovu, MD and Lee Blecher, MD (hereinafter “Defendants”), by and through their undersigned counsel, hereby request a brief enlargement of the deadline to file reply briefs in support of their Motions for Summary Judgment in the above-referenced matter and, in support thereof, state at follows:

1. On March 20, 2024, Defendants filed Statements of Fact, Motions for Summary Judgment and supporting memoranda of law. (ECF 77-88, 92-94.)

2. On April 10, 2024, Plaintiff filed Answers to Defendants' Statement of Undisputed Facts (ECF 98, 100, 102, 104) and supporting memoranda of law (ECF 99, 101, 103, 105).

3. Pursuant to Local Rule 7.6, Defendants' Reply Briefs are due on or before April 24, 2024.

4. Due to scheduling, and the number of issues implicated in Plaintiff's filings in opposition to Defendants' Motions for Summary Judgment, Defendants respectfully request that the deadline to file their Reply Briefs be extended thirty (30) days, or until May 24, 2024.

5. On April 16, 2024 the undersigned Defendants, through their counsel, sought the concurrence of Plaintiff in this Motion. As of the time of filing, Plaintiff's counsel has not responded to Defendants' request.

WHEREFORE, Defendants UPMC Pinnacle Harrisburg, Beverly A. Hall Ndlovu, MD and Lee Blecher, MD respectfully request an extension of time, until May 24, 2024 to file their Reply Briefs.

Date: April 19, 2024

Respectfully submitted:

MYERS, BRIER & KELLY, LLP

/s/ Frank J. Brier

Frank J. Brier

Fred J. Lokuta

425 Biden Street, Suite 200

Scranton, PA 18503

(570) 342-6100

Attorneys for Defendant Lee Blecher, MD

BURNS WHITE LLC

/s/ Marcy B. Tanker

Marcy B. Tanker, Esquire

100 Four Falls, Suite 515

1001 Conshohocken State Road

West Conshohocken, PA 19428

mbtanker@burnswhite.com

*Attorney for Defendant UPMC Pinnacle
Harrisburg*

MARSHALL DENNEHEY WARNER

COLEMAN & GOGGIN

/s/ Michael C. Mongiello

Michael C. Mongiello, Esquire

200 Corporate Center Drive, Suite 300

Camp Hill, PA 17011

MCMongiello@MDWCG.com

*Attorney for Defendant Beverly Ndlovu Hall,
MD*

CERTIFICATE OF NON-CONCURRENCE

I, Frank J. Brier, hereby certify that I sought concurrence of counsel for Plaintiff, Bruce MacKnight, Jr. and Thomas Sacchetta, Esquire in this Motion. Messrs. MacKnight and Sacchetta have not responded to the requested relief sought.

/s/ Frank J. Brier
Frank J. Brier

Date: April 19, 2024

CERTIFICATE OF SERVICE

I, Frank J. Brier, hereby certify that a true and correct copy of the foregoing Motion for Enlargement of Time to File Reply Brief was served upon the following counsel of record via the Court's ECF system on this 19th day of April 2024:

Thomas F. Sacchetta, Esquire
Bruce H. McKnight, Esquire
Sacchetta & Baldino
308 East Second Street
Media, PA 19063

Peter J. Faben, Esquire
Barley Snyder
126 East King Street
Lancaster, PA 17602

Michael C. Mongiello, Esquire
Marshall Dennehey
100 Corporate Center Drive, Suite 201
Camp Hill, PA 17011

Stuart O'Neal, Esquire
Marcy B. Tanker, Esquire
Burns White LLC
100 Four Falls, Suite 515
1001 Conshohocken State Road
West Conshohocken, PA 19428

/s/ Frank J. Brier
Frank J. Brier